

Fill in this information to identify the case:

Debtor 1 Richards Lee LegansDebtor 2 Gail Elaine Legans
(Spouse, if filing)

United States Bankruptcy Court for the: Northern District of Texas

Case number 08-32228-mvl13

Official Form 410S1

Notice of Mortgage Payment Change

12/15

If the debtor's plan provides for payment of postpetition contractual installments on your claim secured by a security interest in the debtor's principal residence, you must use this form to give notice of any changes in the installment payment amount. File this form as a supplement to your proof of claim at least 21 days before the new payment amount is due. See Bankruptcy Rule 3002.1.

The Secretary of Veterans Affairs,
Name of creditor: an Officer of the United States

Court claim no. (if known): 24-1

Last 4 digits of any number you use to
identify the debtor's account:

5 1 0 5

Date of payment change:

Must be at least 21 days after date
of this notice02/01/2021

New total payment:

\$ 824.75

Principal, interest, and escrow, if any

Part 1: Escrow Account Payment Adjustment

1. Will there be a change in the debtor's escrow account payment?

☐ No☒ Yes. Attach a copy of the escrow account statement prepared in a form consistent with applicable nonbankruptcy law. Describe the basis for the change. If a statement is not attached, explain why: _____Current escrow payment: \$ 512.51New escrow payment: \$ 318.41**Part 2: Mortgage Payment Adjustment**

2. Will the debtor's principal and interest payment change based on an adjustment to the interest rate on the debtor's variable-rate account?

☒ No☐ Yes. Attach a copy of the rate change notice prepared in a form consistent with applicable nonbankruptcy law. If a notice is not attached, explain why: _____

Current interest rate: _____%

New interest rate: _____%

Current principal and interest payment: \$ _____

New principal and interest payment: \$ _____

Part 3: Other Payment Change

3. Will there be a change in the debtor's mortgage payment for a reason not listed above?

☒ No☐ Yes. Attach a copy of any documents describing the basis for the change, such as a repayment plan or loan modification agreement.
(Court approval may be required before the payment change can take effect.)

Reason for change: _____

Current mortgage payment: \$ _____

New mortgage payment: \$ _____

Debtor 1 Richards Lee Legans
First Name Middle Name Last NameCase number (if known) 08-32228-mvl13**Part 4: Sign Here**

The person completing this Notice must sign it. Sign and print your name and your title, if any, and state your address and telephone number.

Check the appropriate box.

☐ I am the creditor.

☒ I am the creditor's authorized agent.

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

X/s/ D. Anthony Sottile
Signature

Date 01/06/2021

Print: D. Anthony Sottile
First Name Middle Name Last Name

Title Authorized Agent for Creditor

Company Sottile & Barile, LLC

Address 394 Wards Corner Road, Suite 180
Number Street

Loveland OH 45140
City State ZIP Code

Contact phone 513-444-4100

Email bankruptcy@sottileandbarile.com

314 S. Franklin Street, 2nd Floor
P.O. Box 517
Titusville, PA 16354
1-800-327-7861
<https://myloanweb.com/BSI>

ACCOUNT NUMBER: [REDACTED]

DATE: 12/21/20

RICHARD L LEGANS
GAIL E LEGANS
3209 PARLIAMENT STREET
IRVING, TX 75062

PROPERTY ADDRESS
3209 PARLIAMENT STREET
IRVING, TX 75062

PLEASE REVIEW THIS STATEMENT CLOSELY - YOUR MORTGAGE PAYMENT MAY BE AFFECTED. THIS STATEMENT TELLS YOU OF ANY CHANGES IN YOUR MORTGAGE PAYMENT, ANY SURPLUS REFUNDS, OR ANY SHORTAGE YOU MUST PAY. IT ALSO SHOWS YOU THE ANTICIPATED ESCROW ACTIVITY FOR YOUR ESCROW CYCLE BEGINNING 02/01/2021 THROUGH 07/01/2021.

----- ANTICIPATED PAYMENTS FROM ESCROW 02/01/2021 TO 07/01/2021 -----

HOMEOWNERS INS	\$3,821.00
COUNTY TAX	\$0.00
SCHOOL	\$0.00
TOTAL PAYMENTS FROM ESCROW	\$3,821.00
MONTHLY PAYMENT TO ESCROW	\$318.41

----- ANTICIPATED ESCROW ACTIVITY 02/01/2021 TO 07/01/2021 -----

ANTICIPATED PAYMENTS				ESCROW BALANCE COMPARISON	
MONTH	TO ESCROW	FROM ESCROW	DESCRIPTION	ANTICIPATED	REQUIRED
			STARTING BALANCE -->	\$2,563.10	\$2,547.36
FEB	\$318.41			\$2,881.51	\$2,865.77
MAR	\$318.41			\$3,199.92	\$3,184.18
APR	\$318.41			\$3,518.33	\$3,502.59
MAY	\$318.41			\$3,836.74	\$3,821.00
JUN	\$318.41			\$4,155.15	\$4,139.41
JUL	\$318.41	\$3,821.00	HOMEOWNERS INS L1->	\$652.56	L2-> \$636.82

----- DETERMINING THE SUFFICIENCY OF YOUR ESCROW BALANCE -----

IF THE ANTICIPATED LOW POINT BALANCE (L1) IS GREATER THAN THE REQUIRED BALANCE (L2), THEN YOU HAVE AN ESCROW SURPLUS. **YOUR ESCROW SURPLUS IS \$15.74.**

CALCULATION OF YOUR NEW PAYMENT

PRIN & INTEREST	\$506.34
ESCROW PAYMENT	\$318.41
NEW PAYMENT EFFECTIVE 02/01/2021	\$824.75

YOUR ESCROW CUSHION FOR THIS CYCLE IS \$636.82.

ACCOUNT HISTORY

THIS HISTORY STATEMENT COMPARES YOUR PRIOR ANALYSIS CYCLE PROJECTED ESCROW ACTIVITY TO THE ACTUAL ESCROW ACTIVITY BEGINNING 03/01/2020 AND ENDING 02/28/2021. IF YOUR LOAN WAS PAID-OFF, ASSUMED OR TRANSFERRED DURING THIS PRIOR CYCLE, OR THE COMPUTATION YEAR IS BEGING CHANGED, ACTUAL ACTIVITY STOPS AT THAT POINT. THIS STATEMENT IS INFORMATION ONLY AND REQUIRES NO ACTION ON YOUR PART.

YOUR PAYMENT BREAKDOWN AS OF 03/01/2020 IS:

PRIN & INTEREST	\$506.34
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***** Continued on reverse side *****



IF YOUR SURPLUS IS \$50 OR GREATER, BSI FINANCIAL SERVICES WILL SEND YOU A REFUND CHECK, PROVIDED YOUR LOAN IS CURRENT.

IF YOUR SURPLUS IS LESS THAN \$50, THE FUNDS WILL REMAIN IN YOUR ESCROW ACCOUNT.

ACCOUNT HISTORY

THIS HISTORY STATEMENT COMPARES YOUR PRIOR ANALYSIS CYCLE PROJECTED ESCROW ACTIVITY TO THE ACTUAL ESCROW ACTIVITY BEGINNING AND ENDING . IF YOUR LOAN WAS PAID-OFF, ASSUMED OR TRANSFERRED DURING THIS PRIOR CYCLE, OR THE COMPUTATION YEAR IS BEGING CHANGED, ACTUAL ACTIVITY STOPS AT THAT POINT. THIS STATEMENT IS INFORMATION ONLY AND REQUIRES NO ACTION ON YOUR PART.

YOUR PAYMENT BREAKDOWN AS OF IS:

ESCROW PAYMENT	\$328.41
SHORTAGE PYMT	\$184.10
BORROWER PAYMENT	\$1,018.85

PAYMENTS TO ESCROW			PAYMENTS FROM ESCROW		DESCRIPTION	ESCROW BALANCE	
MONTH	PRIOR PROJECTED	ACTUAL	PRIOR PROJECTED	ACTUAL		PRIOR PROJECTED	ACTUAL
MAR	\$328.41	\$604.56 *			STARTING BALANCE	\$2,955.77	\$462.63-
APR	\$328.41	\$0.00 *				\$3,284.18	\$141.93
MAY	\$328.41	\$604.56 *				\$3,612.59	\$141.93
JUN	\$328.41	\$512.51 *				\$3,941.00	\$746.49
JUL	\$328.41	\$512.51 *		\$3,821.00 *	HOMEOWNERS INS	\$4,269.41	A-> \$2,562.00-
AUG	\$328.41	\$0.00 *	\$3,941.00		HOMEOWNERS INS T->	\$656.82	\$2,049.49-
SEP	\$328.41	\$512.51 *				\$985.23	\$2,049.49-
OCT	\$328.41	\$512.51 *				\$1,313.64	\$1,536.98-
NOV	\$328.41	\$512.51 *				\$1,642.05	\$1,024.47-
DEC	\$328.41	\$512.51 *				\$1,970.46	\$511.96-
JAN	\$328.41	\$0.00				\$2,298.87	\$0.55
FEB	\$328.41	\$0.00				\$2,627.28	\$0.55
	<u>\$3,940.92</u>	<u>\$4,284.18</u>	<u>\$3,941.00</u>	<u>\$3,821.00</u>		\$2,955.69	\$0.55

UNDER FEDERAL LAW, WHEN YOUR ACTUAL ESCROW BALANCE REACHED THE LOWEST POINT, THAT BALANCE WAS TARGETED NOT TO EXCEED 1/6TH OF THE ANNUAL PROJECTED DISBURSEMENTS. YOUR LOAN DOCUMENTS OR STATE LAW MAY SPECIFY THAT YOUR LOWEST BALANCE MUST BE A LOWER AMOUNT THAN THE FEDERAL LAW ALLOWS.

UNDER YOUR MORTGAGE CONTRACT OR STATE OR FEDERAL LAW, YOUR TARGETED LOW POINT BALANCE (T) WAS \$656.82. YOUR ACTUAL LOW POINT ESCROW BALANCE (A) WAS \$2,562.00-.

BY COMPARING THE ANTICIPATED ESCROW TRANSACTIONS WITH THE ACTUAL TRANSACTIONS YOU CAN DETERMINE WHERE A DIFFERENCE MAY HAVE OCCURRED. AN ASTERISK (*) INDICATES A DIFFERENCE IN EITHER THE AMOUNT OR DATE OF THE PROJECTED ACTIVITY THAT HAS NOT YET OCCURRED DUE TO THE DATE OF THIS STATEMENT.

IF THERE ARE NO PRIOR PAYMENTS TO OR FROM ESCROW SHOWN, THERE WAS NO PRIOR PROJECTION TO WHICH THE ACTUAL ACTIVITY COULD BE COMPARED.

Determining your Shortage or Surplus

Shortage:

Any shortage in your escrow account is usually caused by one the following items:

- An increase, if any, in what was paid for insurance and/or taxes from your escrow account.
- A projected increase in taxes for the upcoming year.
- The number of months elapsed from the time of these disbursements to the new payment effective date.

Shortages are divided evenly of the next twelve months. To reduce the increase in your monthly payment, the shortage can be paid either partially or in full.

Surplus:

A surplus in your escrow account is usually caused by one the following items:

- The insurance/taxes paid during the past year were lower than projected.
- A refund was received from the taxing authority or insurance carrier.
- Additional funds were applied to your escrow account.

If your surplus is \$50.00 or greater and your loan was contractually current at the time when the analysis was run or calculated, a check will be sent to you. If your surplus is less than \$50.00, the funds will be retained in your escrow account.

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In Re:

Case No. 08-32228-mvl13

Richards Lee Legans
Gail Elaine Legans

Chapter 13

Debtors.

Judge Michelle V. Larson

CERTIFICATE OF SERVICE

I certify that on January 6, 2021, a copy of the foregoing Notice of Mortgage Payment Change was filed electronically. Notice of this filing will be sent to the following party/parties through the Court's ECF System. Party/Parties may access this filing through the Court's system:

Weldon Reed Allmand, Debtors' Counsel
dallasecf@allmandlaw.com

Caitlyn Nicole Wells, Debtors' Counsel
caitlyn@kblawtx.com

Thomas Powers, Chapter 13 Trustee
cmecf@dallasch13.com

Office of the United States Trustee
ustpreion06.da.ecf@usdoj.gov

I further certify that on January 6, 2021, a copy of the foregoing Notice of Mortgage Payment Change was mailed by first-class U.S. Mail, postage prepaid and properly addressed to the following:

Richards Lee Legans, Debtor
3209 Parliament St
Irving, TX 75062

Gail Elaine Legans, Debtor
3209 Parliament St
Irving, TX 75062

Dated: January 6, 2021

/s/ D. Anthony Sottile

D. Anthony Sottile
Authorized Agent for Creditor
Sottile & Barile, LLC
394 Wards Corner Road, Suite 180
Loveland, OH 45140
Phone: 513.444.4100
Email: bankruptcy@sottileandbarile.com